



Docket No.: 014030.0110N8US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Stephen J. Brown

Application No.: 10/605548

Confirmation No.: 2547

Filed: October 7, 2003

Art Unit: N/A

For: NETWORKED HEALTH INFORMATION  
SYSTEM FOR MONITORING FOOD  
INTAKE

Examiner: Not Yet Assigned

**INFORMATION DISCLOSURE STATEMENT (IDS)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Copies of cited references are provided, unless cited references are U.S. Patents, U.S. published applications, co-pending U.S. applications, or copies of the cited references were previously furnished in prior related application serial no. 09/237,194.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information

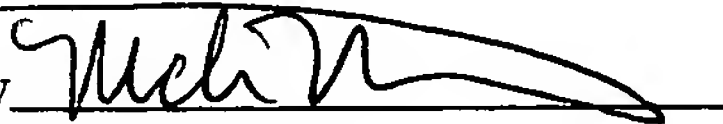
Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-2228, under Order No. 014030.0110N8US. A duplicate copy of this paper is enclosed.

Dated: October 7, 2005

Respectfully submitted,

By 

Michele V. Frank

Registration No.: 37,028

PATTON BOGGS LLP

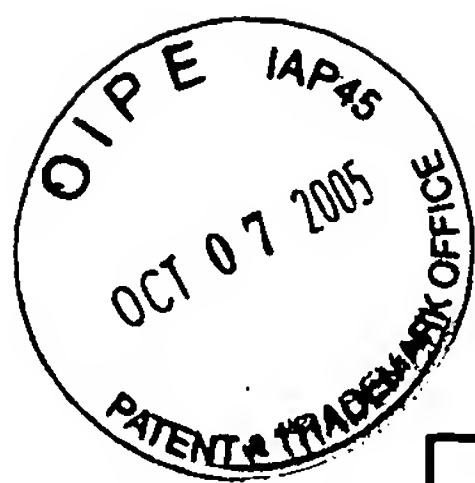
8484 Westpark Drive, 9th Floor

McLean, Virginia 22102

(703) 744-8000

(703) 744-8001 (Fax)

Attorney for Applicant



PTO/SB/08a/b (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

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<b>Substitute for form 1449A/B/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
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				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	15	Attorney Docket Number	014030.0110N8US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	AA	US-2002019748	02-14-2002	Brown	
	AB*	US-2004106855	06-03-2004	Brown	
	AC*	US-2004107116	06-03-2004	Brown	
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	AE*	US-2004117208	06-17-2004	Brown	
	AF*	US-2004117209	06-17-2004	Brown	
	AG*	US-2004117210	06-17-2004	Brown	
	AH*	US-3,426,150	02-04-1969	Tygart, William H.	
	AI*	US-3,566,365	02-23-1971	Rawson, Edward B., et al.	
	AJ*	US-3,566,370	02-23-1971	Worthington, Jr., Harvey et al.	
	AK*	US-3,581,072	05-25-1971	Nymeyer	
	AL*	US-3,768,014	10-23-1973	Smith	
	AM*	US-3,811,116	05-14-1974	Takeuchi, et al.	
	AN*	US-3,883,235	05-13-1975	Lynn, et al.	
	AO*	US-3,910,257	10-07-1975	Fletcher, James C., et al.	
	AP*	US-3,920,005	11-18-1975	Gombrich, Peter P., et al.	
	AQ*	US-3,996,928	12-14-1976	Marx, Alvin J.	
	AR*	US-4,004,577	01-25-1977	Sarnoff, Stanley J.	
	AS*	US-4,051,522	09-27-1977	Healy et al.	
	AT*	US-4,060,915	12-06-1977	Conway	
	AU*	US-4,130,881	12-19-1978	Haessler et al.	
	AV*	US-4,150,284	04-17-1979	Trenkler et al.	
	AW*	US-4,151,407	04-24-1979	McBride et al.	
	AX*	US-4,151,831	05-01-1979	Lester	
	AY*	US-4,173,971	11-13-1979	Karz	
	AZ*	US-4,216,462	08-05-1980	McGrath et al.	
	AA1*	US-4,227,526	10-14-1980	Goss	
	AB1*	US-4,253,521	03-03-1981	Savage	
	AC1*	US-4,259,548	03-31-1981	Fahey, Robert J., et al.	
	AD1*	US-4,270,547	06-02-1981	Steffen et al.	
	AE1*	US-4,296,756	10-27-1981	Dunning et al.	
	AF1*	US-4,347,568	08-31-1982	Giguere et al.	
	AG1*	US-4,347,851	09-07-1982	Jundanian	
	AH1*	US-4,360,345	11-23-1982	Hon	
	AI1*	US-4,412,287	10-25-1983	Braddock, III	
	AJ1*	US-4,417,306	11-22-1983	Citron, Paul, et al.	
	AK1*	US-4,422,081	12-20-1983	Woods	
	AL1*	US-4,428,733	01-31-1984	Kumar-Misir	
	AM1*	US-4,449,536	05-22-1984	Weaver	
	AN1*	US-4,465,077	08-14-1984	Schneider	
	AO1*	US-4,473,884	09-25-1984	Behl	
	AP1*	US-4,518,361	05-21-1985	Conway	
	AQ1*	US-4,519,398	05-28-1985	Lisiecki et al.	
	AR1*	US-4,531,527	07-30-1985	Reinhold, Jr., Herbert E.	
	AS1*	US-4,546,436	10-08-1985	Schneider et al.	

Examiner Signature		Date Considered	
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Substitute for form 1449A/B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
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Sheet	2	of	15	Attorney Docket Number	014030.0110N8US

	AT1*	US-4,566,461	01-28-1986	Lubell et al.	
	AU1*	US-4,576,578	03-18-1986	Parker et al.	
	AV1*	US-4,592,546	06-03-1986	Fascenda et al.	
	AW1*	US-4,627,445	12-09-1986	Garcia, S. F.	
	AX1*	US-4,674,652	06-23-1987	Aten et al.	
	AY1*	US-4,686,624	08-11-1987	Blum et al.	
	AZ1*	US-4,694,490	09-15-1987	Harvey et al.	
	AA2*	US-4,695,954	09-22-1987	Rose, Robert J., et al.	
	AB2*	US-4,712,562	12-15-1987	Ohayon et al.	
	AC2*	US-4,722,349	02-02-1988	Baumberg	
	AD2*	US-4,729,381	03-08-1988	Harada et al.	
	AE2*	US-4,730,253	03-08-1988	Gordon	
	AF2*	US-4,731,726	03-15-1988	Allen, III	
	AG2*	US-4,738,451	04-19-1988	Logg	
	AH2*	US-4,768,229	08-30-1988	Benjamin et al.	
	AI2*	US-4,779,199	10-18-1988	Yoneda et al.	
	AJ2*	US-4,782,511	11-01-1988	Nemec et al.	
	AK2*	US-4,789,928	12-06-1988	Fujisaki	
	AL2*	US-4,796,639	01-10-1989	Snow et al.	
	AM2*	US-4,799,156	01-17-1989	Shavit et al.	
	AN2*	US-4,799,199	01-17-1989	Scales, III et al.	
	AO2*	US-4,803,625	02-07-1989	Fu et al.	
	AP2*	US-4,807,169	02-21-1989	Overbeck	
	AQ2*	US-4,835,372	05-30-1989	Gombrich, Peter P., et al.	
	AR2*	US-4,838,275	06-13-1989	Lee	
	AS2*	US-4,846,797	07-11-1989	Howson et al.	
	AT2*	US-4,853,521	08-01-1989	Claeys, et al.	
	AU2*	US-4,858,354	08-22-1989	Gettler	
	AV2*	US-4,858,617	08-22-1989	Sanders	
	AW2*	US-4,890,621	01-02-1990	Hakky, Said I.	
	AX2*	US-4,894,777	01-16-1990	Negishi, et al.	
	AY2*	US-4,897,869	01-30-1990	Takahashi	
	AZ2*	US-4,899,839	02-13-1990	Dessertine et al.	
	AA3*	US-4,903,201	02-20-1990	Wagner	
	AB3*	US-4,907,973	03-13-1990	Hon	
	AC3*	US-4,916,441	04-10-1990	Gombrich	
	AD3*	US-4,931,934	06-05-1990	Snyder	
	AE3*	US-4,933,873	06-12-1990	Kaufman et al.	
	AF3*	US-4,933,876	06-12-1990	Markoff, et al.	
	AG3*	US-4,950,246	08-21-1990	Muller	
	AH3*	US-4,950,264	08-21-1990	Osborn, III	
	AI3*	US-4,953,552	09-04-1990	DeMarzo	
	AJ3*	US-4,958,632	09-25-1990	Duggan, Stephen R.	
	AK3*	US-4,958,641	09-25-1990	Digby et al.	
	AL3*	US-4,967,756	11-06-1990	Hewitt, Terry L.	
	AM3*	US-4,977,899	12-18-1990	Digby et al.	
	AN3*	US-4,978,303	12-18-1990	Lampbell	

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Sheet	3	of	15	Attorney Docket Number	014030.0110N8US

	AO3*	US-4,978,335	12-18-1990	Arthur, III	
	AP3*	US-4,979,509	12-25-1990	Hakky	
	AQ3*	US-5,007,429	04-16-1991	Treatch et al.	
	AR3*	US-5,009,645	04-23-1991	Silver, et al.	
	AS3*	US-5,016,172	05-14-1991	Dessertine	
	AT3*	US-5,019,974	05-28-1991	Beckers	
	AU3*	US-5,024,225	06-18-1991	Fang	
	AV3*	US-5,025,374	06-18-1991	Roizen, Michael, et al.	
	AW3*	US-5,034,807	07-23-1991	Von Kohorn, Henry	
	AX3*	US-5,035,625	07-30-1991	Munson et al.	
	AY3*	US-5,036,462	07-30-1991	Kaufman et al.	
	AZ3*	US-5,049,487	09-17-1991	Phillips et al.	
	AA4*	US-5,050,612	09-24-1991	Matsumura, Kenneth N.	
	AB4*	US-5,056,059	10-08-1991	Tivig, Gerhard, et al.	
	AC4*	US-5,059,394	10-22-1991	Phillips, Roger, et al.	
	AD4*	US-5,065,315	11-12-1991	Garcia, Angela M.	
	AE4*	US-5,068,536	11-26-1991	Rosenthal	
	AF4*	US-5,074,317	12-24-1991	Bondell et al.	
	AG4*	US-5,077,476	12-31-1991	Rosenthal	
	AH4*	US-5,077,665	12-31-1991	Silverman et al.	
	AI4*	US-5,095,798	03-17-1992	Okada et al.	
	AJ4*	US-5,104,380	04-14-1992	Holman, et al.	
	AK4*	US-5,109,414	04-28-1992	Harvey, John C., et al.	
	AL4*	US-5,109,974	05-05-1992	Beer et al.	
	AM4*	US-5,111,396	05-05-1992	Mills et al.	
	AN4*	US-5,111,817	05-12-1992	Clark, Justin S., et al.	
	AO4*	US-5,111,818	05-12-1992	Suzuki, Arata, et al.	
	AP4*	US-5,120,230	06-09-1992	Clark et al.	
	AQ4*	US-5,120,421	06-09-1992	Glass et al.	
	AR4*	US-5,128,552	07-07-1992	Fang et al.	
	AS4*	US-5,128,752	07-07-1992	Von Kohorn	
	AT4*	US-5,134,391	07-28-1992	Okada	
	AU4*	US-5,142,358	08-25-1992	Jason	
	AV4*	US-5,142,484	08-25-1992	Kaufman et al.	
	AW4*	US-5,143,378	09-01-1992	Joel	
	AX4*	US-5,171,977	12-15-1992	Morrison	
	AY4*	US-5,176,502	01-05-1993	Sanderson et al.	
	AZ4*	US-5,182,707	01-26-1993	Cooper et al.	
	AA5*	US-5,204,670	04-20-1993	Stinton	
	AB5*	US-5,219,322	06-15-1993	Weathers	
	AC5*	US-5,222,020	06-22-1993	Takeda	
	AD5*	US-5,226,895	07-13-1993	Harris	
	AE5*	US-5,227,874	07-13-1993	Von Kohorn	
	AF5*	US-5,228,450	07-20-1993	Sellers	
	AG5*	US-5,230,629	07-27-1993	Buschke	
	AH5*	US-5,231,990	08-03-1993	Gauglitz	
	AI5*	US-5,233,520	08-03-1993	Kretsch et al.	

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Sheet	4	of	15	Attorney Docket Number	014030.0110N8US

	AJ5*	US-5,243,515	09-07-1993	Lee	
	AK5*	US-5,249,044	09-28-1993	Von Kohorn	
	AL5*	US-5,251,126	10-05-1993	Kahn et al.	
	AM5*	US-5,261,401	11-16-1993	Baker et al.	
	AN5*	US-5,262,943	11-16-1993	Thibado et al.	
	AO5*	US-5,265,888	11-30-1993	Yamamoto et al.	
	AP5*	US-5,266,179	11-30-1993	Nankai et al.	
	AQ5*	US-5,275,159	01-04-1994	Griebel	
	AR5*	US-5,282,950	02-01-1994	Dietze et al.	
	AS5*	US-5,295,491	03-22-1994	Gevins	
	AT5*	US-5,299,121	03-29-1994	Brill et al.	
	AU5*	US-5,301,105	04-05-1994	Cummings, Jr.	
	AV5*	US-5,304,112	04-19-1994	Mrklas, et al.	
	AW5*	US-5,304,468	04-19-1994	Phillips et al.	
	AX5*	US-5,307,263	04-26-1994	Brown	
	AY5*	US-5,309,919	05-10-1994	Snell et al.	
	AZ5*	US-5,321,009	06-14-1994	Baeder, et al.	
	AA6*	US-5,325,288	06-28-1994	Satou	
	AB6*	US-5,329,459	07-12-1994	Kaufman et al.	
	AC6*	US-5,329,608	07-12-1994	Bocchieri et al.	
	AD6*	US-5,331,549	07-19-1994	Crawford, Jr.	
	AE6*	US-5,333,981	08-02-1994	Pronovost et al.	
	AF6*	US-5,335,338	08-02-1994	Proesel	
	AG6*	US-5,339,821	08-23-1994	Fujimoto	
	AH6*	US-5,341,291	08-23-1994	Roizen et al.	
	AI6*	US-5,343,239	08-30-1994	Lappington et al.	
	AJ6*	US-5,344,324	09-06-1994	O'Donnell et al.	
	AK6*	US-5,357,427	10-18-1994	Langen et al.	
	AL6*	US-5,366,896	11-22-1994	Margrey et al.	
	AM6*	US-5,368,562	11-29-1994	Blomquist et al.	
	AN6*	US-5,371,687	12-06-1994	Holmes, II et al.	
	AO6*	US-5,375,604	12-27-1994	Kelly et al.	
	AP6*	US-5,377,100	12-27-1994	Pope et al.	
	AQ6*	US-5,390,238	02-14-1995	Kirk et al.	
	AR6*	US-5,399,821	03-21-1995	Inagaki et al.	
	AS6*	US-5,410,471	04-25-1995	Alyfuku et al.	
	AT6*	US-5,410,474	04-25-1995	Fox	
	AU6*	US-5,429,140	07-04-1995	Burdea et al.	
	AV6*	US-5,431,690	07-11-1995	Schaldach, et al.	
	AW6*	US-5,431,691	07-11-1995	Snell et al.	
	AX6*	US-5,434,611	07-18-1995	Tamura	
	AY6*	US-5,438,607	08-01-1995	Przygoda, Jr. et al.	
	AZ6*	US-5,438,983	08-08-1995	Falcon	
	AA7*	US-5,441,047	08-15-1995	David et al.	
	AB7*	US-5,449,334	09-12-1995	Kingsbury	
	AC7*	US-5,454,721	10-03-1995	Kuch	
	AD7*	US-5,454,722	10-03-1995	Holland et al.	

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	AE7*	US-5,456,606	10-10-1995	McIntyre	
	AF7*	US-5,456,692	10-10-1995	Smith, Jr. Robert E., et al.	
	AG7*	US-5,458,123	10-17-1995	Unger	
	AH7*	US-5,467,269	11-14-1995	Flaten	
	AI7*	US-5,471,039	11-28-1995	Irwin, Jr. et al.	
	AJ7*	US-5,471,382	11-28-1995	Tallman et al.	
	AK7*	US-5,483,276	01-09-1996	Brooks, Jon R., et al.	
	AL7*	US-5,488,412	01-30-1996	Majeti, Venkata C., et al.	
	AM7*	US-5,488,423	01-30-1996	Walkingshaw et al.	
	AN7*	US-5,501,231	03-26-1996	Kaish, Norman	
	AO7*	US-5,502,636	03-26-1996	Clarke, F.G.E.	
	AP7*	US-5,502,726	03-26-1996	Fischer, Michael	
	AQ7*	US-5,504,519	04-02-1996	Remillard	
	AR7*	US-5,517,405	05-14-1996	McAndrew et al.	
	AS7*	US-5,518,001	05-21-1996	Snell	
	AT7*	US-5,519,058	05-21-1996	Gonick, et al.	
	AU7*	US-5,519,433	05-21-1996	Lappington et al.	
	AV7*	US-5,523,232	06-04-1996	Sechler	
	AW7*	US-5,536,249	07-16-1996	Castellano et al.	
	AX7*	US-5,542,420	08-06-1996	Goldman et al.	
	AY7*	US-5,544,649	08-13-1996	David et al.	
	AZ7*	US-5,546,943	08-20-1996	Gould	
	AA8*	US-5,549,117	08-27-1996	Tacklind et al.	
	AB8*	US-5,550,575	08-27-1996	West et al.	
	AC8*	US-5,553,609	09-10-1996	Chen et al.	
	AD8*	US-5,558,638	09-24-1996	Evers et al.	
	AE8*	US-5,564,429	10-15-1996	Bornn et al.	
	AF8*	US-5,569,212	10-29-1996	Brown	
	AG8*	US-5,572,421	11-05-1996	Altman et al.	
	AH8*	US-5,572,646	11-05-1996	Kawai, et al.	
	AI8*	US-5,574,828	11-12-1996	Hayward et al.	
	AJ8*	US-5,576,952	11-19-1996	Stutman et al.	
	AK8*	US-5,583,758	12-10-1996	McIlroy et al.	
	AL8*	US-5,590,648	01-07-1997	Mitchell et al.	
	AM8*	US-5,593,349	01-14-1997	Miguel et al.	
	AN8*	US-5,593,390	01-14-1997	Castellano et al.	
	AO8*	US-5,594,637	01-14-1997	Eisenberg et al.	
	AP8*	US-5,596,994	01-28-1997	Bro	
	AQ8*	US-5,597,307	01-28-1997	Redford, Peter M., et al.	
	AR8*	US-5,601,435	02-11-1997	Quy	
	AS8*	US-5,613,495	03-25-1997	Mills et al.	
	AT8*	US-5,619,991	04-15-1997	Sloane	
	AU8*	US-5,624,265	04-29-1997	Redford, Peter M., et al.	
	AV8*	US-5,628,309	05-13-1997	Brown	
	AW8*	US-5,629,981	05-13-1997	Nerlikar, Virupax M.	
	AX8*	US-5,631,844	05-20-1997	Margrey et al.	
	AY8*	US-5,633,910	05-27-1997	Cohen	

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				Art Unit	N/A
				Examiner Name	Not Yet Assigned
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NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T <sup>2</sup>
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